

ASSEMBLY BILL

No. 1792

Introduced by Assembly Member Garrick

February 21, 2012

An act to amend Section 14000.03 of the Welfare and Institutions Code, relating to Medi-Cal.

LEGISLATIVE COUNSEL'S DIGEST

AB 1792, as introduced, Garrick. Medi-Cal: cooperative arrangements.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Care Services, under which qualified low-income individuals receive health care services. The Medi-Cal program is, in part, governed and funded by federal Medicaid Program provisions. Existing federal law requires the state's plan for medical assistance under Medi-Cal to provide for entering into cooperative arrangements with the state agencies responsible for administering or supervising the administration of health services and vocational rehabilitation services in the state. Existing law requires, upon additional funds being appropriated and budgeted for the support of services within the scope of work of a cooperative arrangement, that the amount of the encumbrance in the agreement be amended, by operation of law, to reflect the newly appropriated and budgeted funds.

This bill would make technical, nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 14000.03 of the Welfare and Institutions Code is amended to read:

14000.03. (a) The Legislature finds and declares that Section 1396a(a)(11)(A) of Title 42 of the United States Code provides that California's state plan for medical assistance under the Medicaid program must "provide for entering into cooperative arrangements with the State agencies responsible for administering or supervising the administration of health services and vocational rehabilitation services in the State looking toward maximum utilization of such services in the provision of medical assistance under the plan."

(b) In furtherance of Section 1396a(a)(11)(A) of Title 42 of the United States Code and Section 7560 of the Government Code, it is the intent of the Legislature to maximize the amount of federal and state funds continually available under agreements identified in Section 1396a(a)(11)(A) of Title 42 of the United States Code and entered into by the State Department of Health *Care* Services by making later-appropriated and budgeted funds immediately encumbered and available for expenditure under agreements by operation of law.

(c) Notwithstanding any other provision of law, upon additional funds being appropriated and budgeted for the support of the services identified within the scope of work of an agreement of the type identified in Section ~~1396a(a)(11)(A)~~ *1396a(a)(11)(A)* of Title 42 of the United States Code and previously entered into by the State Department of Health *Care* Services, the amount of the encumbrance in ~~such an~~ *the* agreement shall be amended, by operation of law, to reflect the newly appropriated and budgeted funds.

(d) Notwithstanding any other provision of law, once an agreement of the type identified in Section ~~1396a(a)(11)(A)~~ *1396a(a)(11)(A)* of Title 42 of the United States Code is entered into by the State Department of Health *Care* Services, the agreement shall continue in effect indefinitely and need not be amended unless the State Department of Health *Care* Services changes the scope of work to be provided under the agreement.

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